



KERALA GAZETTE

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PART I

Notifications and Orders issued by the Government

Labour and Rehabilitation Department Labour and Rehabilitation (A)

ORDERS

(1)

G. O. (Rt.) No. 3555/2007/LBR.

Thiruvananthapuram, 23rd November 2007.

Read:—1. Govt. Letter No. 23331/A3/2000/LBR dated 22-10-2001.

2. Letter No. H4-O.P. 442/02 dated 20-9-2007 from the Advocate General, Ernakulam.

3. Judgement of the Hon'ble High Court dated 12-3-2007 in O. P. No. 442/02, filed by Cochin Labour Union.

1. An Industrial dispute arose between the management of the Pharmaceutical Corporation (IM) Kerala Limited and its workmen represented by Cochin Labour Union over the issue of regularisation of its 27 employees. Government as per its order read as 1st paper above refused to refer the issue for adjudication and recorded the issue U/s. 12(5) of the Industrial Disputes Act, 1947. The Petitioner, Cochin Labour Union filed O. P. No. 442/02 before the High Court, challenging the above order.

2. The Hon'ble High Court as per its judgement dated 12-3-2007 read as 3rd paper above has quashed the above Government Order (Ext. P3) and directed Government to refer the industrial dispute raised by the Petitioner Union for adjudication as contemplated under section 10 of the Industrial Dispute Act, 1947.

3. Government have examined the matter in detail and order to refer the above dispute for adjudication to the Industrial Tribunal, Palakkad under section 10 (1) (d) of the Industrial Disputes Act, 1947. The Industrial Tribunal will pass orders within a period of three months.

Issue Referred for adjudication

"Whether the demand of the 27 employees for regularisation in service is justifiable or not?"

(2)

G.O. (Rt.) No. 3580/2007/LBR.

Thiruvananthapuram, 26th November 2007

Whereas, the Government are of opinion that an industrial dispute exists between The Secretary, Paramickavu Devasthanam, Thiruvur-680 001 and the workmen of the above referred establishment represented by The General Secretary, Thiruvur

Jilla Temple Employees' Union (S.M.S.), Shomur Road, Patturakkal, Taluk of Ponnani in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Sri C. Pramod, Security man by the management of Paramackkavu Devasthanam is justifiable? If not, what relief he is entitled to get?"

By order of the Governor,
N. C. KUMAR,
Deputy Secretary to Government.

ORDER

G. O. (Rt.) No. 3406/2007/LBR.

Thiruvananthapuram, 19th November 2007.

Whereas, the Government are of opinion that an industrial dispute exists between (1) The Managing Director, Hindustan Lever Ltd., Tatapuram Ernakulam, (2) The Manager, Hindustan Lever Limited, Tatapuram, Ernakulam and the workmen of the above referred establishment represented by the General Secretary, Tata Oil Mills Workers Union, Chinnor, Kochi-16 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government, it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Ernakulam. The Labour Court will pass the award within a period of three months.

ANNEXURE

"Whether the dismissal from service of Saravasthi P. K. Senthughan, G. P. Chandran, P. V. Chandran and K. G. Mohan by the management of Hindustan Lever Limited, Tatapuram, Ernakulam is justifiable? If not, what relief they are entitled to?"

By order of the Governor,
Sury Eswar,
Under Secretary to Government.